

REMARKS

Formal examination of this application is respectfully requested.

By way of the foregoing amendments, claims 1-135 are cancelled, without prejudice or disclaimer thereof. Applicants reserve the right to prosecute the subject matter of the cancelled claims in this or another application.

In addition, new claims 136-189 are added. Thus, following entry of this Amendment, claims 136-189 are pending for examination on the merits.

Exemplary support found in the application for the new claims is provided in the table below.

Exemplary Support in the Application for the New Claims	
Claim	Support
136	Original claims 27, 28, 103, and 135; page 14, lines 15-20; page 15, lines 3-10; page 30, lines 18-20; page 49, lines 5-9; page 36, line 5, through page 39, line 12.
137	Original claims 29 and 30; page 15, lines 21-23.
138, 139	Original claims 34 and 35; page 15, lines 21-27; page 16, lines 1-10.
140	Page 12, line 25, through page 13, line 1.
142, 144	Page 46, lines 14-15; page 39, lines 4-12.
141	Page 12, lines 16-22.
143	Page 12, lines 3-5.
145	Page 15, lines 28-31.
146	Page 14, lines 5-7.

Exemplary Support in the Application for the New Claims	
Claim	Support
147	Page 13, lines 10-12.
148	Page 13, lines 24-30; original claim 38.
149	Pages 32-33 (fenofibrate amounts given in the tables).
150	Original claim 67; page 14, lines 28-30; page 15, lines 23-27.
151	Original claim 71; Page 14, line 30, through page 15, line 2; page 15, lines 23-27.
152-162	Pages 46-47, Example 6 and Figure 2.
163	Original claims 3, 89, 106.
164	Page 30, lines 18-27.
165	Page 31, lines 6-7.
166	Page 31, lines 9-11.
167	Page 31, lines 12-14.
168	Page 35, lines 25-29.
169	Page 14, lines 1-4; page 34, lines 10-15; page 37, lines 19-20.
170, 171	Page 37, lines 19-20.
172	Page 34, lines 10-15.
173	Page 10, lines 9-11.
174	Page 16, lines 20-24.
175	Page 16, lines 24-26.
176	Page 16, lines 26-28.
177, 178	Page 16, lines 20-28.

Exemplary Support in the Application for the New Claims	
Claim	Support
179	Page 17, lines 8-10.
181	Page 17, lines 22-26.
180, 182	Page 19, lines 7-17.
183	Page 21, lines 4-9.
184	Original claim 124; page 36, lines 29, through page 37, line 2.
185	Original claim 125; page 36, lines 14-16.
186	Original claim 126; page 36, lines 17-19.
187	Original claim 127; page 36, lines 19-21.
188	Original claim 128; page 36, lines 19-23.
189	Original claim 129; page 36, lines 23-24.

Because the new claims do not introduce new matter, entry thereof by the Examiner is courteously requested.

The Examiner is invited to contact the undersigned with any questions regarding the new claims.

The Commissioner is hereby authorized to charge any additional fees which may be required regarding this application under 37 CFR §§ 1.16-1.17, or credit any overpayment, to Deposit Account No. 19-0741. Should no proper payment be enclosed herewith, as by a check being in the wrong amount, unsigned, post-dated, otherwise improper or informal or even entirely missing, the Commissioner is authorized to charge the unpaid amount to Deposit Account No. 19-0741.

Respectfully submitted,

Date July 8, 2004

By Rubert C. Felt

FOLEY & LARDNER LLP
Customer Number: 22428
PATENT TRADEMARK OFFICE
Telephone: (202) 672-5538
Facsimile: (202) 672-5399

Michele M. Simkin
Attorney for Applicants
Registration No. 34,717